HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.21465 of 2007

Date: October 9, 2007

Between:
M/s.Sri Vani Granites,
Rep. by its Managing Partner
Y.V.Chowdary. … Petitioner

And

1. Government of A.P. rep. by its
   Secretary, Industries & Commerce
   (Mines II) Department, Secretariat,
   Hyderabad and 2 others. … Respondents

* * *

ORDER:

Heard Sri M.Vijaya Kumar, learned counsel representing the petitioner and also learned Assistant Government Pleader for Industries representing respondents. The matter is coming up for admission.

2. The writ petition is filed for a writ of *Mandamus* declaring action of the respondents in rejecting the application of the petitioner by the second respondent vide proceedings in L.Dis.No.2855/Q2/2005, dated 04.5.2007 and not disposing of the revision filed before the first respondent, as illegal, arbitrary and violative of Articles 14, 19 (1)(g) and 21 of the Constitution of India and further declare that the petitioner is entitled for grant of quarry lease over an extent of 1.75 Hc. situated in survey No.105 of Mamidipalem village, Anakapalli Mandal, Visakhapatnam District and pass such other suitable orders.

3. Several facts had been narrated in the affidavit filed in

support of the writ petition. It is stated that an application for grant of quarry lease for road metal and building stone was made and No Objection Certificate also had been obtained. A show cause notice was issued on 08.02.2007 and an order of rejection was made on 04.5.2007. A revision was preferred aggrieved by the said order. It is also stated that in spite of repeated requests, the first respondent is not disposing of the said revision.

4. Certain instructions issued by the Government in this regard also had been relied upon and the counsel representing the writ petitioner made certain submissions. It is needless to say that the writ petitioner is at liberty to raise all these contentions before the Revisional Authority. Let the Revisional Authority-first respondent to dispose of the revision within a period of six weeks from the date of receipt of a copy of this order.

5. The writ petition is disposed of accordingly. No costs.

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(P.S.NARAYANA, J)

Date: October 9, 2007.

Note:

Issue C.C. by three days.

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